

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT****(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.

14666

In Re Application Of: Atsushi Okawa, et al.

Application No.

09/857,614

Filing Date

June 6, 2001

Examiner

Unassigned

Customer No.

Group Art Unit

2878

Confirmation No.

5173

Title: **OPTICAL SCANNING PROBE SYSTEM**

Address to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

- ☒ the statement specified in 37 CFR 1.97(e);

**OR**

- ☐ the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
14666

In Re Application of: **Yasushi Okawa, et al.**

|                               |                             |                        |              |                        |                          |
|-------------------------------|-----------------------------|------------------------|--------------|------------------------|--------------------------|
| Application No.<br>09/857,614 | Filing Date<br>June 6, 2001 | Examiner<br>Unassigned | Customer No. | Group Art Unit<br>2878 | Confirmation No.<br>5173 |
|-------------------------------|-----------------------------|------------------------|--------------|------------------------|--------------------------|

Title: **OPTICAL SCANNING PROBE SYSTEM**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **19-1013/SSMP** as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

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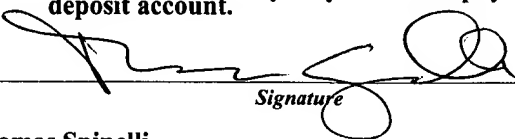
**October 14, 2005**  
(Date)

\_\_\_\_\_  
Signature of Person Mailing Correspondence  
Thomas Spinelli

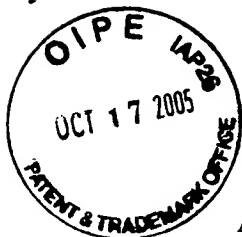
\_\_\_\_\_  
Typed or Printed Name of Person Mailing Certificate

**\*This certificate may only be used if paying by deposit account.**

Dated: **October 14, 2005**

  
Thomas Spinelli  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                           |                                  |                   |                   |
|---------------------------|----------------------------------|-------------------|-------------------|
| <b>Applicants:</b>        | Atsushi Okawa, et al.            | <b>Examiner:</b>  | Stephone B. Allen |
| <b>Serial No:</b>         | 09/857,614                       | <b>Art Unit:</b>  | 2878              |
| <b>U.S. Filing Date:</b>  | June 6, 2001                     | <b>Docket:</b>    | 14666             |
| <b>Int'l Filing Date:</b> | October 4, 2000                  | <b>Conf. No.:</b> | 5173              |
| <b>For:</b>               | OPTICAL SCANNING<br>PROBE SYSTEM | <b>Date:</b>      | October 14, 2005  |

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R §§1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.


1. International Publication No. WO 99/27865, published June 10, 1999; and
2. U.S. Patent No. 4,619,249, issued to Landry, dated October 28, 1986.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 14, 2005.

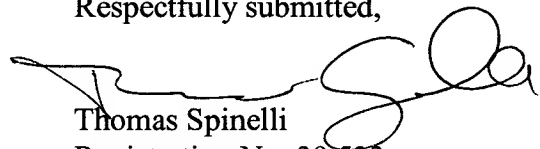
Dated: October 14, 2005

  
Thomas Spinelli

The references were cited in a Search Report dated August 18, 2005 received from the European Patent Office. Applicants are submitting copies of the above-cited references, together with a copy of the Search Report. The relevance of the above-identified references has been described in the Search Report.

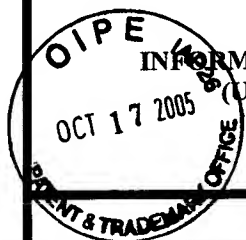
Further, the undersigned hereby states that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,



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**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

Docket Number (Optional)  
**14666**

Application Number  
**09/857,614**

Applicant(s)

**Atsushi Okawa et al.**

Filing Date

**June 6, 2001**

Group Art Unit

**2878**

**U.S. PATENT DOCUMENTS**

| *EXAMINER<br>INITIAL | REF | DOCUMENT<br>NUMBER | DATE       | NAME   | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|----------------------|-----|--------------------|------------|--------|-------|----------|-------------------------------|
|                      |     | 4,619,249          | 10/28/1986 | Landry |       |          |                               |
|                      |     |                    |            |        |       |          |                               |
|                      |     |                    |            |        |       |          |                               |
|                      |     |                    |            |        |       |          |                               |
|                      |     |                    |            |        |       |          |                               |
|                      |     |                    |            |        |       |          |                               |
|                      |     |                    |            |        |       |          |                               |
|                      |     |                    |            |        |       |          |                               |
|                      |     |                    |            |        |       |          |                               |

**FOREIGN PATENT DOCUMENTS**

|  | REF | DOCUMENT<br>NUMBER | DATE      | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|--|-----|--------------------|-----------|---------|-------|----------|-------------|----|
|  |     |                    |           |         |       |          | YES         | NO |
|  |     | WO 99/27865        | 6/10/1999 | PCT     |       |          |             |    |
|  |     |                    |           |         |       |          |             |    |
|  |     |                    |           |         |       |          |             |    |
|  |     |                    |           |         |       |          |             |    |

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

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**EXAMINER**

**DATE CONSIDERED**

**EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.